DECLARATION OF PROFESSOR CLIF KUSSMAUL

1. I am a professor of Computer Science at Muhlenberg College, Allentown, Pennsylvania.

2. In 1999 and 2000, I was a professor and acting chair of the Computer Science Department at Moravian College, Bethlehem, Pennsylvania. During this time, a group of students, working under my direction, developed a prototype for askthejury.com.

3. Based on the vision set forth by Mr. John Veschi, the students were able to create the interactive elements of the prototype. The concept described to me included at least one party to a dispute providing, via an on-line connection, an input relating to the dispute. The concept also included interaction directed towards resolving the dispute that occurs in substantial real-time between the parties to the dispute, and also includes other people such as spectators and jurors. In one variation of the concept, advertising related to the dispute was also displayed. Based on this description, I concluded that off the shelf products such as systems implementing conventional "chat" functions were not suitable to realize the concept as described by Mr. Veschi. Accordingly, I worked with the team to produce a prototype system implementing the concept.

4. At the time Mr. Veschi described his vision of making a dispute resolution website into a public and entertaining forum, I believed it to be a unique and attractive concept. It was clearly not obvious to create such a website, to me or to the students, as Mr. Veschi spent considerable time describing the vision to us and educating us regarding some of the counterintuitive benefits of creating such a site.

5. It is my belief that even today (in 2004), given the websites that presently exist, Mr. Veschi's concepts are novel and would not be obvious to a typical computer science student or professor.

6. I swear that the foregoing statements are true under the penalty of perjury.

Date: 2004-11-12

Professor Clif Kussmaul